

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office **OCT 27 1977**

Returned to applicant for correction

Corrected application filed Map filed **MAR 21 1978** under **34444**

The applicant **J. Chester Young**

Route 2 Box 5 of **Austin**
Street and No. or P.O. Box No. City or Town

Nevada 89310, hereby make S application for permission to change the
State and Zip Code No.

point of diversion

of water heretofore appropriated under **certificate no. 8295, permit no. 25779**

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is **Kingston Creek and Tributaries**
Name of stream, lake or other source.
2. The amount of water to be changed **2.6 cfs, 700.12 acre feet**
Second feet, acre feet.
3. The water to be used for **Irrigation and Domestic**
If for stock state number and kind of animals.
4. The water heretofore used for **Irrigation and Domestic**
If for stock state number and kind of animals.
5. The water is to be diverted at the following point **NW $\frac{1}{4}$ of NE $\frac{1}{4}$ sec. 35, T16N, R43E, MDB&M,**
or at a point from which the NE corner of sec. 35 bears N 78 - 22
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
E 2680.00 feet.
stated.
6. The existing point of diversion is located within **NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of sec. 29, T16N, R44E,**
MDB&M or at a point from which the NE corner of sec. 20, T16N,
If point of diversion is not changed, do not answer.
R44E, MDB&M, bears N 14-55 E 6040.58 feet.
7. Proposed place of use **same**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use **T16N, R44E, MDB&M, Priority 1970**
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

20.20	acres in the	SE $\frac{1}{4}$ of SW $\frac{1}{4}$ sec. 16	175.03
39.43	" "	SW $\frac{1}{4}$ SE $\frac{1}{4}$ " 16	
37.30	" "	SE $\frac{1}{4}$ SE $\frac{1}{4}$ " 16	
34.38	" "	NE $\frac{1}{4}$ NW $\frac{1}{4}$ " 21	
40.00	" "	NW $\frac{1}{4}$ NE $\frac{1}{4}$ " 21	
1.09	" "	NE $\frac{1}{4}$ NE $\frac{1}{4}$ " 21	
2.63	" "	SE $\frac{1}{4}$ NW $\frac{1}{4}$ " 21	
9. Use will be from **1 January** to **31 December** of each year.
Day and Month Day and Month
10. Use has been from **1 January** to **31 December** of each year.
Day and Month Day and Month
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) **headworks and pipelines**
State manner in which water is to be diverted, whether by dam or other works,
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$50,000.00.....
13. Estimated time required to construct works.....3 years.....
14. Estimated time required to complete the application of water to beneficial use.....5 years.....
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....This application is to change the point of diversion of the
.....water from Kingston Creek covered under certificate No. 8295.
.....Kingston Creek is estimated to supply 85% of the water appro-
.....priated under certificate no. 8295.

Compared 1p/ga
Pro. 2/22/79 by Gordon C. Shelley, Esq.
Pro. 2/26/79 by Dept. Fish & Game

Applicant J. Chester Young
By s/ J. Chester Young

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ^{deny}~~grant~~ the same, subject to the following limitations and conditions:

Application 34447 is hereby denied on the grounds that the granting would be detrimental to the public interest.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....
Completion of work filed.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....Issued.....
Recorded.....Bk.....Page.....

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 27th day of AUGUST
A.D. 19 79
William J. Newman
State Engineer

WITHDRAWN BY APPLICANT JAN 23 1982
Peter L. Morris STATE ENGINEER